

AP
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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA

: CRIMINAL NO. 10- 494

v.

: DATE FILED: _____

STANLEY WILLIAM FOSS, III

: VIOLATIONS:
: 18 U.S.C. § 842(i)(1) (convicted felon in
: possession of explosives – 1 count)
: 18 U.S.C. § 842(i)(4) (previously
: committed person in possession of
: explosives – 1 count)
: 18 U.S.C. § 922(g)(1) (convicted felon in
: possession of firearms and ammunition –
: 1 count)
: 18 U.S.C. § 922(g)(4) (previously
: committed person in possession of
: firearms and ammunition – 1 count)
: Notice of forfeiture

FILED

JUL 29 2010

MICHAEL E. KUNZ, Clerk
By _____ Dep. Clerk

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

On or about August 7, 2009, in Womelsdorf, in the Eastern District of
Pennsylvania, defendant

STANLEY WILLIAM FOSS, III,

having been convicted in the Court of Common Pleas of York County, Pennsylvania, of a crime
punishable by imprisonment for a term exceeding one year, knowingly received and possessed
explosive materials, that is, approximately 50 pounds of black powder, which had been shipped
and transported in and affecting interstate commerce from Clarksville, Arkansas to Womelsdorf,
Pennsylvania.

In violation of Title 18, United States Code, Sections 842(i) and 844(a).

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about August 7, 2009, in Womelsdorf, in the Eastern District of Pennsylvania, defendant

STANLEY WILLIAM FOSS, III,

having previously been committed to a mental institution knowingly received and possessed explosive materials, that is, approximately 50 pounds of black powder, which had been shipped and transported in and affecting interstate commerce from Clarksville, Arkansas to Womelsdorf, Pennsylvania.

In violation of Title 18, United States Code, Sections 842(i) and 844(a).

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about August 7, 2009, in Womelsdorf, in the Eastern District of Pennsylvania, defendant

STANLEY WILLIAM FOSS, III,

having been convicted in the Court of Common Pleas of York County, Pennsylvania, of a crime punishable by imprisonment for a term exceeding one year knowingly possessed in and affecting interstate and foreign commerce a firearm and ammunition, that is:

- (1) a Smith & Wesson Model 19, .357 Magnum revolver, Serial Number 123K402, loaded with six rounds of live ammunition;
- (2) a Springfield Armory Model M1A 7.62 mm rifle, Serial Number 024958;
a J.C. Higgins Model 20 12 gauge shotgun loaded with live ammunition;
- (3) a Marlin Model 80 .22 caliber rifle;
- (4) approximately three live rounds of Firequest 12 gauge "armor piercing" shotgun ammunition;
- (5) approximately six live rounds of Firequest 12 gauge "exploder" shotgun ammunition;
- (6) approximately 309 live rounds of Federal 9mm ammunition;
- (7) approximately 100 live rounds of Winchester .40 caliber ammunition;
- (8) approximately 24 rounds of live .357 caliber ammunition;
- (9) approximately 934 live rounds of 7.62 mm "armor piercing" ammunition;
- (10) approximately 30 live rounds of .308 NATO tracer ammunition; and
- (11) approximately 12 rounds of live "dragon's breath" 12 gauge ammunition.

All in violation of Title 18, United States Code, Section 922(g)(1).

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

On or about August 7, 2009, in Womelsdorf, in the Eastern District of Pennsylvania, defendant

STANLEY WILLIAM FOSS, III

having previously been committed to a mental institution knowingly possessed in and affecting interstate and foreign commerce a firearm and ammunition, that is:

- (1) a Smith & Wesson Model 19, .357 Magnum revolver, Serial Number 123K402, loaded with six rounds of live ammunition;
- (2) a Springfield Armory Model M1A 7.62 mm rifle, Serial Number 024958; a J.C. Higgins Model 20 12 gauge shotgun loaded with live ammunition;
- (3) a Marlin Model 80 .22 caliber rifle;
- (4) approximately three live rounds of Firequest 12 gauge “armor piercing” shotgun ammunition;
- (5) approximately six live rounds of Firequest 12 gauge “exploder” shotgun ammunition;
- (6) approximately 309 live rounds of Federal 9mm ammunition;
- (7) approximately 100 live rounds of Winchester .40 caliber ammunition;
- (8) approximately 24 rounds of live .357 caliber ammunition;
- (9) approximately 934 live rounds of 7.62 mm “armor piercing” ammunition;
- (10) approximately 30 live rounds of .308 NATO tracer ammunition; and
- (11) approximately 12 rounds of live “dragon’s breath” 12 gauge ammunition.

All in violation of Title 18, United States Code, Section 922(g)(1).

NOTICE OF FORFEITURE

THE GRAND JURY FURTHER CHARGES THAT:

As a result of the violations of Title 18, United States Code, Sections 842 and 922(g)(1), set forth in this indictment, defendant

STANLEY WILLIAM FOSS, III

shall forfeit to the United States of America the firearms and explosives involved in the commission of this offense, including, but not limited to:

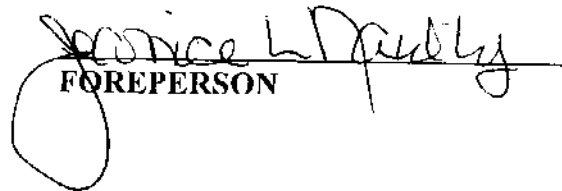
- (1) A Smith & Wesson Model 19 .357 Magnum revolver, Serial Number 123K402
- (2) 30 rounds of live .357 caliber ammunition;
- (3) A Springfield Armory Model M1A 7.62 mm rifle, Serial Number 024958;
- (4) A J.C. Higgins Model 20 12 gauge shotgun
- (5) A Marlin Model 80 .22 caliber rifle;
- (6) approximately three live rounds of Firequest 12 gauge “armor piercing” shotgun ammunition;
- (7) approximately six live rounds of Firequest 12 gauge “exploder” shotgun ammunition;
- (8) approximately 309 live rounds of Federal 9mm ammunition;
- (9) approximately 100 live rounds Winchester .40 caliber ammunition;
- (10) approximately 24 rounds of live .357 caliber ammunition;
- (11) approximately 934 live rounds of 7.62 mm “armor piercing” ammunition ;
- (12) approximately 30 live rounds of .308 NATO tracer ammunition;

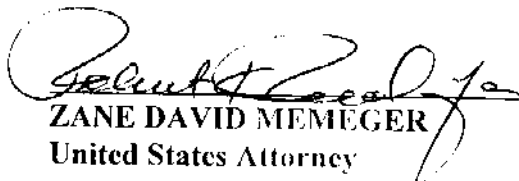
(13) approximately 12 rounds of live "dragon's breath" 12 gauge ammunition;
and

(14) approximately 50 pounds of black powder

All pursuant to Title 28, United States Code, Section 2461(c), and Title 18,
United States Code, Sections 844(c) and 924(d).

A TRUE BILL:


FOREPERSON


ZANE DAVID MEMEGER
United States Attorney